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In re Application of  
KAYAKIRI, Hiroshi *et al*  
Application No.: 09/869,135  
PCT No.: PCT/JP99/07160  
Int. Filing Date: 20 December 1999  
Priority Date: 24 December 1998  
Attorney Docket No.: 21229US0PCT  
For: IMIDAZOLE COMPOUNDS AND  
MEDICAL USES THEREOF

**DECISION**

This decision is in response to the "Declaration Under 37 C.F.R. §1.42" filed 29 October 2002.

**BACKGROUND**

On 02 July 2002, a decision dismissing applicants' petition under 37 CFR 1.42 was mailed. The declaration submitted did not contain the required information pursuant to 37 CFR 1.497(a) and (b) for the deceased inventor and the heirs. Applicants were given two months to respond.

On 29 October 2002, applicants filed a supplemental declaration signed by all three heirs of the deceased co-inventor Teruo Oku. Authorization to charge any required fees to Deposit Account 15-0030 was provided.

**DISCUSSION**

Applicants have furnished a "Declaration Under 37 CFR 1.42" signed by Noriko Oku, Chikako Oku and Tomohito Oku asserting that they are the "sole heirs of deceased co-inventor Teruo Oku."

The supplemental declaration states that the heirs are all "a citizen of Japan" and declares that the residence and last mailing addresses of the heirs are listed on the declaration filed 09 October 2001. The supplemental declaration also provides the residence of the deceased co-inventor at the time of his death.

The declaration and supplemental declaration complies with 37 CFR 1.497(a) and (b).


A two-month extension fee of \$400.00 has been charged to Deposit Account No. 15-0030 as authorized.

**CONCLUSION**

The papers filed under 37 CFR 1.42 are **ACCEPTED**.

Applicants have completed the requirements for acceptance under 35 U.S.C. 371(c). The application has an international filing date of 20 December 1999, under 35 U.S.C. 363, and a 35 U.S.C. 371(c) date of **29 October 2002**.

This application is being forwarded to the United States Designated/Elected Office for further processing in accordance with this decision.

  
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